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jc950 U.S. PTO

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A

REQUEST FOR FILING CONTINUATION OR DIVISIONAL PATENT APPLICATION
(Under 37 C.F.R. §1.53(b))
KRAMER LEVIN NAFTALIS & FRANKEL LLP

jc825 U.S. PTO
09/738234

12/15/00

File No.: 3345-2212

EXPRESS MAIL	
Mailing Label Number <u>EL321333072US</u>	
Date of Deposit <u>December 15, 2000</u>	
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231	
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(Signature of person mailing paper or fee)	

(37 CFR §1.8 Certificate of
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PRIOR APPLICATION EXAMINER: Dexter, C.	ART UNIT 3724
ANTICIPATED CLASSIFICATION OF THIS APPLICATION:	
CLASS	SUBCLASS

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a Request for filing a continuation, X divisional application under 37 CFR §1.53(b) of pending prior application Serial No. 09/394,660, filed on September 13, 1999, by Brian Roberts et al., and currently entitled COUNTER-TOP TICKET DISPENSING DEVICE, INSTALLATION AND DISPLAYS which is a continuation-in-part of U.S. Serial No. 09/238,682, filed January 26, 1999, of Serial No. 09/128,406, filed August 3, 1998 and of Serial No. 09/060,423 filed April 14, 1998 and U.S. Patent Application Serial No. 09/385,336 filed August 30, 1999.

1. X Enclosed is a copy of the latest inventor signed prior application, including the oath or declaration as originally filed. I hereby verify to the best of my information and belief that the attached papers are a true

copy of the latest inventor signed prior application Serial No. 09/394,660, as originally filed on September 13, 1999.

2. X The filing fee is calculated on the basis of the claims existing in the prior application, less any claims cancelled by amendment at paragraph 5 below, as follows:

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
Total Claims	-14-	-0-	x \$18(9)	\$355.00
Independent Claims	- 4-	-1-	x \$80(40)	\$ 40.00
Multiple Dependent Claim(s) (If Applicable)			x \$270(125)	\$000.00
		Basic Fee		+ \$355.00
			Total of above Calculations	\$395.00
Reduction by 1/2 for filing by small entity (Note: 37 CFR §1.9, §2.37, §1.28). If applicable, verified statement must be attached or already be on file in prior application.				
		TOTAL FILING FEE		\$395.00

3. X The Commissioner is hereby authorized to charge fees under 37 CFR §1.16 (for filing) and §1.17 (for prosecution) which may be required with respect to the papers filed herewith, (X and also any additional such fees which may be required during the entire pendency of this application, _____ and also the issue fee under 37 CFR §1.18), or credit any overpayment, to Deposit Account No. 50-0540. A duplicate copy of this sheet is enclosed.

4a. X A check in the amount of \$395.00 is enclosed.

4b. _____ The filing fee to be paid later with surcharge (pursuant to 37 CFR §1.53(d)).

5. _____ Cancel in this application original claims _____ of the prior application before calculating the filing fee.
(At least one original independent claims must be retained for filing purposes.)

6. _____ Amend the specification by inserting before the first line the sentence:

This application is a divisional application under 37 CFR §1.53(b) of pending prior application Serial No. ___, filed ___, which is a divisional of application Serial No. ___, filed on

____ by ___, and currently entitled ___, which is a divisional of U.S. Serial No. ___, filed ___ (now Patent No. 0,000,000), which is a continuation of Serial No. ___, filed ___ (abandoned).

[Note: If priority under 35 U.S.C. §120 involves a series of respectively copending applications, then in this amendment identify each and its relationship to its immediate predecessor.]

- 7a. ____ A verified statement claiming small entity status is enclosed. [Note: Such a statement may be filed within two months with a request for refund of overpayment, under 37 CFR §1.28(a)].
- 7b. x A verified statement claiming small entity status was filed in the prior application, Serial No. 08/394,660, filed September 13, 1999. Status as a small entity is still proper and is desired and claimed herein.
- 8a. ____ Transfer of the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by 37 CFR §1.138 and before payment of issue fee.)
- 8b. ____ New formal drawings are enclosed.
- 9a. ____ Priority of foreign applications No(s). ___, filed on ___ in ___, respectively, is claimed under 35 U.S.C. §119.
- 9b. ____ A certified copy of said foreign priority application(s) was filed in prior U.S. application Serial No. ___, filed ___. Acknowledgement thereof is requested.
10. x The prior application is assigned of record to On-Point Technology Systems, 1370 San Marcos Boulevard, San Marcos, CA 92126
11. x Preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
12. x The Power of Attorney in the prior application is to: Gregor N. Neff, Esq. - Reg. No. 20,596.

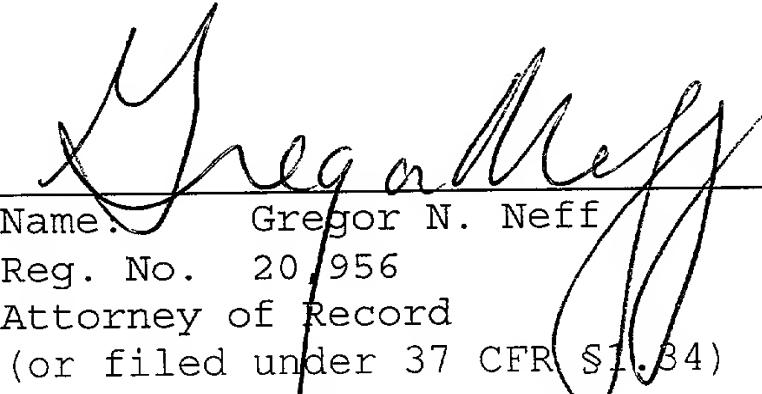
- 12a. X The power appears in the original papers in the prior application.
- 12b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
13. Original title and original applicant(s) of prior U.S. application, if different from above:
14. X Also enclosed: Information Disclosure Statement, Form 1449 and copies of References cited
15. X Address all future communications to (may only be completed by applicant, or attorney, or agent of record):

**Attention: Gregor N. Neff, Esq.
Kramer Levin Naftalis & Frankel LLP
919 Third Avenue - 38th Floor
New York, New York 10022-3852**

16. Any extension of time necessary to maintaining the copendency of the prior application and to allow the timely filing of this application is hereby requested. Please charge the fee for the extension of time, if not otherwise paid, to Deposit Account No. 50-0540. A duplicate copy of this sheet is enclosed for filing in the prior application file.

Date: December 15, 2000

KRAMER LEVIN NAFTALIS & FRANKEL LLP


Name: Gregor N. Neff
Reg. No. 20,956
Attorney of Record
(or filed under 37 CFR § 1.84)
Telephone: 212 715 9202